

1 GEOFFREY A. HANSEN  
Acting Federal Public Defender  
2 HEATHER R. ROGERS  
Assistant Federal Public Defender  
3 160 West Santa Clara Street, Suite 575  
San Jose, CA 95113  
4 Telephone: (408) 291-7753  
5 Counsel for Defendant RONALD J. EGBERT

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7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA, ) No. CR 11-00163 PSG  
12 )  
Plaintiff, ) STIPULATION AND ~~PROPOSED~~  
13 vs. ) ORDER CONTINUING HEARING DATE  
14 RONALD J. EGBERT, ) AND EXCLUDING TIME UNDER THE  
15 Defendant. ) SPEEDY TRIAL ACT  
16 )

17 **STIPULATION**

18 Defendant Ronald J. Egbert, by and through Assistant Federal Public Defender Heather  
19 R. Rogers, and the United States, by and through Assistant United States Attorney Jeffrey  
20 Schenk, hereby stipulate that, with the Court's approval, the status hearing currently set for  
21 February 29, 2012, at 2:30 p.m., shall be continued to March 22, 2012, at 2:30 p.m.

22 The reason for the requested continuance is that the parties require additional time to  
23 effectively prepare and investigate this case in anticipation of a resolution. In particular, the  
24 parties are awaiting the Pre Trial Services officer's analysis of a potential diversion settlement  
25 and require time to negotiate potential resolutions once that analysis has been done. The parties  
26 therefore respectfully request a continuance to March 22, 2012, at 2:30 p.m.

1 The parties agree that the time between February 29, 2012, and March 22, 2012, may be  
2 excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), for effective  
3 preparation of counsel.

4  
5 Dated: February 28, 2012

6 /s/  
HEATHER ROGERS  
Assistant Federal Public Defender

7  
8 Dated: February 28, 2012

9 /s/  
JEFFREY SCHENK  
Assistant United States Attorney

10  
11 **~~[PROPOSED]~~ ORDER**

12 GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY  
13 ORDERED that the hearing currently set for February 29, 2012, at 2:30 p.m., shall be continued  
14 to March 22, 2012, at 2:30 p.m.

15 THE COURT FINDS that failing to exclude the time between February 29, 2012, and  
16 March 22, 2012, would unreasonably deny both counsel for the government and the defendant  
17 reasonable time necessary for effective preparation, taking into account the exercise of due  
18 diligence. *See* 18 U.S.C. §§ 3161(h)(7)(B)(iv).

19 THE COURT FINDS that the ends of justice served by excluding the time between  
20 February 29, 2012, and March 22, 2012, from computation under the Speedy Trial Act outweigh  
21 the interests of the public and the defendant in a speedy trial.


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1           THEREFORE, IT IS HEREBY ORDERED that the time between February 29, 2012, and  
2 March 22, 2012, shall be excluded from computation under the Speedy Trial Act, 18 U.S.C.  
3 § 3161(h)(7)(A) and (B)(iv).

4           IT IS SO ORDERED.

5 Dated: "Hgdtwct { "4: ."4234

  
HON. PAUL S. GREWAL  
United States Magistrate Judge